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LAW OFFICES

SMITHWICK & BELENDIUK, P. C.

1990 M STREET, N.W.

SUITE 510

WASHINGTON, D. C. 20036

TELECOPIER

(202) 785-2804

TELEPHONE

(202) 785-2800

April 14, 1993

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APR 14 1993

Ms. Donna R. Searcy  
Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

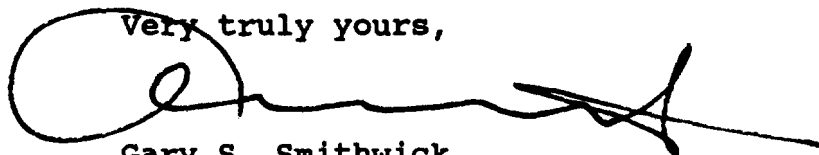
RE: Hastings, Nebraska  
Petition for Rulemaking

Dear Ms. Searcy:

Transmitted herewith, on behalf of Allen's of Hastings Radio, are an original and five copies of a "Petition for Rulemaking" for FM Channel 233C2 Hastings, Nebraska.

If there are any questions with respect to this matter, please communicate with the undersigned.

Very truly yours,



Gary S. Smithwick  
Counsel for  
ALLEN'S OF HASTINGS RADIO

GSS/pn.A0414  
Enc.

cc: Allen's of Hastings Radio

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[APR 14 1993]

Before the  
**Federal Communications Commission**  
 Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION  
 OFFICE OF THE SECRETARY

In the Matter of ) MM Docket No.  
 )  
 Amendment of Section 73.202(b), ) RM-\_\_\_\_\_  
 Table of Allotments, )  
 FM Broadcast Stations, )  
 (Hastings, Nebraska) )

To: Chief, Allocations Branch  
 Policy and Rules Division  
 Mass Media Bureau

**PETITION FOR RULEMAKING**

Allen's of Hastings Radio (Allen's), by and through counsel, and pursuant to §1.420(d) of the Commission's Rules (47 C.F.R. §1.420(d)), hereby submits its "Petition For Rulemaking" seeking the allotment of new FM Channel 233C2 to Hastings, Nebraska. In support whereof, the following is shown:

1. There are currently three commercial aural services authorized to Hastings, Nebraska.<sup>1</sup> This proposal would add a second FM service to that community. The public interest would be served by a grant of this proposal, for the community of Hastings would receive additional FM service and the east-central Nebraska regional area would have an additional wide-area FM Station.

2. Attached hereto, as Exhibit A, is an Engineering Statement in which it is demonstrated that Channel 233C2 may

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<sup>1</sup> The other stations authorized to Hastings are: KHAS (AM), KICS (AM), and KEZH (FM).

be allotted to Hastings, Nebraska, in strict accordance with the Commission's spacing and city grade coverage requirements and without any disturbance to the Commission's current FM allotment scheme.

3. Should Channel 233C2 be allotted to Hastings, Allen's will promptly apply for a construction permit for the facilities and, upon grant, will promptly construct the station.

4. Accordingly, it is proposed that the Commission's FM Table of allotments be amended as follows:

<u>City</u>	<u>Channel No.</u>	
	<u>Present</u>	<u>Proposed</u>
Hastings, Nebraska	268C	268C, 233C2

**WHEREFORE**, it is respectfully requested that a rulemaking proceeding be initiated to allot Channel 233C2 to Hastings, Nebraska.

Respectfully submitted,

**ALLEN'S OF HASTINGS RADIO**

By: 

Gary S. Smithwick  
Its Attorney

**SMITHWICK & BELENDIUK, P.C.**  
1990 M Street, N.W.  
Suite 510  
Washington, D.C. 20036  
(202) 785-2800

April 14, 1993

## Engineering Statement

### **Proposed New FM Allotment**

prepared for

#### **Allen's of Hastings Radio**

Channel 233C2 (94.5 MHz) Hastings, Nebraska

This statement has been prepared on behalf of Allen's of Hastings Radio (Allen's) in support of a proposal to allot channel 233C2 to Hastings Nebraska. Channel 233C2 can be allotted to Hastings in compliance with the Commission's Rules. The site proposed herein has a site restriction of 17.5 kilometers west of Hastings.

Hastings is a community in east-central Nebraska. There are presently 3 commercial aural services authorized to Hastings. This proposal will add a second commercial FM service to the community. The requested geographic coordinates for the allotment reference point are: 40° 38' 23" North Latitude, 98° 25' 25" West Longitude. Use of this allotment reference point will allow full compliance with the distance separation requirements of Section 73.207 of the FCC's Rules. A class C2 facility constructed at this reference point will provide at least 3.16 mV/m of signal strength to Hastings.

Table 1 is an allocation study for the proposed allotment at Hastings.

If the allotment is authorized, Allen's will apply for the allotment.

#### **Conclusion**

The proposed allotment will comply with the relevant provisions of the FCC Rules. If authorized, this facility will provide additional FM radio service to Hastings, Nebraska and the surrounding countryside.



William P. Suffa, P.E.

March 24, 1993

**Table 1****Allocation Study**

Channel 233C2  
 Hastings, Nebraska  
 40° 38' 23" North  
 98° 25' 25" West

<u>Channel</u> <u>Applicant/Licensee</u>	<u>Call Status</u>	<u>City, State</u> <u>Power</u> (KW)	<u>HAAT</u> (M)	<u>Lat</u> <u>Long</u>	<u>Distance</u> <u>Bearing</u> (KM/° T)	<u>Reqd Dist</u> <u>Clearance</u> (KM)
231C	VACANT	Downs, KS 0.0	0	39-31-37 98-34-13	124.19 185.83	105.0 19.19
231C2 Hoefflicker Broadcasting	APP	Downs, KS 28.0	89	39-30-29 98-18-57	125.99 175.78	58.0 67.99
233C1 Junction City Broadcasting	KJCKFM LIC	Junction City, KS 100	192	39- 0-53 96-52-15	224.11 143.12	224.0 0.11
234C1 Central Radio, Inc.	KNEN LIC	Norfolk, NE 100	162	41-55-16 97-36-20	157.95 25.45	158.0 -0.05
236C2 Radio One Lincoln, Inc.	KLDZ LIC	Lincoln, NE 50	87	40-58-49 96-41-45	150.61 74.90	58.0 92.61
236C2	VACANT	Lincoln, NE 0.0	0	40-49-24 96-41- 6	148.28 81.53	58.0 90.28

No other pertinent stations or allotments exist.

Data obtained from FCC Engineering Database of February 23, 1993.